IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 4TH SEPTEMBER 2007 / 13TH BHADRA 1929

Bail Appl..No. 5203 of 2007()

CRMP.2228/2007 of D.C & SESSIONS COURT,TRIVANDRUM
CRIME NO.5/07 OF EXCISE ENFORCEMENT & ANTI-NARCOTIC SPECIAL SQUAD, THIRUVANANTHAPURAM

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: PETITIONER/ACCUSED

YASODA, D/O RAJAMMA,
CHARUVILA VEEDU, PARAKONAM,
CHILAMBIL DESOM, AZHOOR VILLAGE.

BY ADV. SRI.LATHEESH SEBASTIAN

RESPONDENTS: STATE

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

2. EXCISE INSPECTOR,
EXCISE ENFORCEMENT & ANTI-NARCOTIC
SPECIAL SQUAD, THIRUVANANTHAPURAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.5203 of 2007

Dated this the 4th day of September, 2007

ORDER

Application for regular bail. The petitioner, a woman, faces allegations under the N.D.P.S Act. She was allegedly found to be in possession of 2.470 kilograms of ganja on 06.07.2007. She was arrested and continues in custody from that date. Investigation is in progress. The final report has not been filed so far, it is conceded. The quantity of ganja is neither small quantity nor commercial quantity. Though a period of 60 days prescribed under the proviso to Section 167(2) Cr.P.C is almost over, the investigation is not complete so far. The learned Public Prosecutor concedes that the petitioner is not involved in any earlier crime.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am, in these circumstances, satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make herself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-